

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.4511 OF 2006

Shri.Deepak Gopaldas Sewhani ..Applicant

Vs.

State of Maharashtra ..Respondents

Ms.Latika Nevrekar counsel for Applicant
Mr.Rajesh More, A.P.P. for the State

CORAM: SMT.V.K.TAHILRAMANI, J.
DATE : MARCH 7, 2007

P.C.

1. Heard the counsel for the parties. The applicant was granted bail on 20.6.2003. In the said order, it was observed that if the passport of the applicant is deposited with the police, it shall remain with the police. The prayer in this application is mainly for relaxation of condition of bail and for grant of permission to visit China, Korea, Hongkong, New York and Singapore. It is also prayed that the passport of the applicant lying with C.I.D. Unit No.IX, Mumbai be handed over to him for renewal.

2. It is stated by the learned A.P.P. that

earlier the matter was investigated by C.I.D. Unit No.VII and now it is transferred to C.I.D. Unit No.IX. The learned A.P.P. on instructions from the Investigating Officer states that there is no objection to the passport of the applicant bearing Passport No.A0 213228 issued on 8.1.1996 being renewed. In such case, it is directed that the passport of the applicant be renewed for an appropriate period on his complying with other necessary formalities.

3. So far as the prayer for permission to go abroad is concerned, the learned A.P.P. on instructions states that on sufficient and suitable deposit being made by the applicant, the said prayer of the applicant may be considered for limited periods of time on imposing certain conditions. There is no allegation of any breach committed by the applicant from 2003 till today. In view of this position, I am inclined to grant permission to the applicant to travel abroad on certain conditions.

4. Hence, I dispose of the application by passing following order:-

(i) The applicant is granted permission to visit China, Korea, Hongkong, New York and Singapore subject to compliance with following conditions:-

(a) The applicant shall deposit a sum of Rs.1,50,000/- before the trial Court. On deposit of the sum of Rs.1,50,000/- by the applicant, the C.I.D.Unit No.IX Mumbai shall hand over the passport to him for the purpose of renewal of the passport and for visit to the aforesaid places;

(b) One week before the applicant travels abroad, the applicant shall give in detail to the concerned officer of the C.I.D. Unit No.IX Mumbai, the itinerary relating to his travel as well as the address at which he will be staying when he is abroad and the contact numbers on which he can be contacted while he is abroad.

(c) The applicant shall report to the office

of the C.I,D. Unit No.IX, Mumbai within a period of seven days from his return to India and shall handover his passport to C.I.D.Unit No.IX, Mumbai. Only after the applicant surrenders his passport, the trial Court will permit withdrawal of the cash deposit of Rs.1,50,000/- by the applicant.

(d) This procedure shall be followed whenever the applicant wants to travel abroad.

(ii) Authenticated copy of this order be furnished to the parties.

[V.K.Tahilramani, J.]